

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:06CV00252-MU**

**INNOVA PLAN STRATEGIES, LLC,)
Plaintiff,)
v.)
STANDARD INSURANCE COMPANY,)
Defendant.)**

ORDER

THIS MATTER is before the Court upon Defendant's Motion to Strike (Document #14).

It appears to this Court that the Plaintiff did not ever receive notice of Defendant's Motion to Dismiss.

IT IS THEREFORE ORDERED that Defendant's Motion to Strike is hereby
DENIED.

IT IS FURTHER ORDERED that the Plaintiff respond to the Motion to Dismiss within fourteen (14) days of this order, pursuant to Local Rule 7.1(b) of the Rules of Practice and Procedure of the United States District Court for the Western District of North Carolina.

Signed: December 14, 2006

Graham C. Bushell

Graham C. Mullen
United States District Judge

